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1646

Express Mail No. EL585246442US
Date of Deposit: July 2, 2001

Attorney Docket No.: 15966-559



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Shimkets, *et al.*
SERIAL NUMBER: 09/635,949 EXAMINER: Not Yet Assigned
FILING DATE: August 10, 2000 ART UNIT: 1646
FOR: POLYNUCLEOTIDES AND POLYPEPTIDES ENCODED THEREBY

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Boston, Massachusetts

Box IDS

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- ☒ Information Disclosure Statement [2 pp.];
- ☒ Modified Form 1449/PTO, in duplicate [1 pp.];
- ☒ Copies of cited references [B1-B5; and C1-16] and
- ☒ Return Postcard.

Although Applicants believe that no fees are due with this submission, the Commissioner is authorized charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 15966-559). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

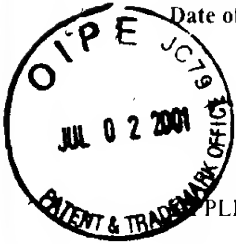
Respectfully submitted,

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INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith.

Applicants submit herewith a copy of an English language abstract for International Published Patent Application WO 99/18126. Additionally, Applicants submit herewith a copy of the PCT Search Report for related application PCT/US00/21857.

This Information Disclosure Statement is being filed:

- ☐ within three months of the filing date of the National Application;
- ☐ within three months of the filing date of the entry of the National Stage, as set forth in 37 C.F.R. §1.491, in an International Application; or
- ☒ before the mailing date of a first Office Action on the merits in the above-identified case.

Accordingly, no fee or certification is required. 37 C.F.R. §1.97.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form

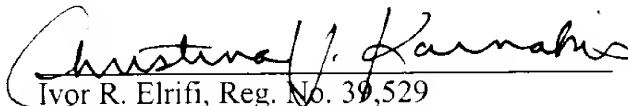
APPLICANTS: Shimkets, *et al.*
U.S.S.N.: 09/635,949

PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, (Reference No.: 15966-559 (CURA-59)).

Respectfully submitted,



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